

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
ANDREW E. ROTH,

Plaintiff,

-against-

ARMISTICE CAPITAL, LLC, ARMISTICE
CAPITAL MASTER FUND LTD., and
STEPHEN J. BOYD,

Defendants,

and

VAXART, INC.,

Nominal Defendant.

ANALISA TORRES, District Judge:

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20 Civ. 8872 (AT)

ORDER

The Court has reviewed the parties' pre-motion letters dated January 12 and 19, 2021, ECF Nos. 27–28. Accordingly,

1. Defendants' request for leave to file a motion to dismiss is GRANTED;
2. By **February 24, 2021**, Defendants shall file their motion to dismiss;
3. By **March 17, 2021**, Plaintiff shall file his opposition;
4. By **March 31, 2021**, Defendants shall file their opposition, if any.

SO ORDERED.

Dated: January 20, 2021
New York, New York



ANALISA TORRES
United States District Judge